

103D CONGRESS
1ST SESSION

H. R. 3099

To establish the Federal Workforce Reduction and Realignment Commission.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 1993

Mr. HUNTER (for himself, Mr. BURTON of Indiana, Mr. DOOLITTLE, Mr. GILLMOR, Mr. GREENWOOD, Mr. HUTCHINSON, Mr. SAM JOHNSON of Texas, Mr. KNOLLENBERG, Mr. McKEON, Mr. NUSSLE, Mr. OXLEY, Mr. RAMSTAD, Mr. SAXTON, Mr. SCHAEFER, Mr. WALKER, and Mr. CUNNINGHAM) introduced the following bill; which was referred jointly to the Committees on Post Office and Civil Service and Rules

A BILL

To establish the Federal Workforce Reduction and
Realignment Commission.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Federal Workforce Re-
5 duction and Realignment Commission Act”.

6 **SEC. 2. ESTABLISHMENT.**

7 There is established an independent commission to be
8 known as the “Federal Workforce Reduction and Realign-

1 ment Commission” (hereinafter in this Act referred to as
2 the “Commission”).

3 **SEC. 3. PURPOSE OF COMMISSION.**

4 (a) IN GENERAL.—The purpose of the Commission
5 is to develop and submit, to the President and the Con-
6 gress, recommendations for reducing the number of Fed-
7 eral employees nationwide, in non-defense-related agen-
8 cies, by 250,000.

9 (b) REQUIREMENTS.—The recommendations of the
10 Commission—

11 (1) shall be based on data which shall be sup-
12 plied by Federal agencies; and

13 (2) shall be developed in a manner so as to im-
14 prove Government efficiency.

15 **SEC. 4. MEMBERSHIP.**

16 (a) NUMBER AND APPOINTMENT.—

17 (1) IN GENERAL.—The Commission shall be
18 composed of 8 members appointed by the President,
19 by and with the advice and consent of the Senate.

20 (2) NOMINATIONS.—The President shall trans-
21 mit to the Senate his nominations for appointment
22 to the Commission no later than 30 days after the
23 date of the enactment of this Act.

1 (b) CONSULTATION.—In selecting individuals for
2 nomination for appointment to the Commission, the Presi-
3 dent shall consult with—

4 (1) the Speaker of the House of Representa-
5 tives concerning the appointment of 2 members;

6 (2) the majority leader of the Senate concerning
7 the appointment of 1 member;

8 (3) the minority leader of the House of Rep-
9 resentatives concerning the appointment of 1 mem-
10 ber; and

11 (4) the minority leader of the Senate concern-
12 ing the appointment of 1 member.

13 (c) CHAIRMAN.—At the time the President nominates
14 individuals for appointment to the Commission, the Presi-
15 dent shall designate 1 such individual to serve as Chair-
16 man of the Commission.

17 (d) TERMS.—Each member shall be appointed for the
18 life of the Commission.

19 (e) MEETINGS.—

20 (1) FREQUENCY.—The Commission shall meet
21 at the call of the Chairman or a majority of its
22 members.

23 (2) OPEN MEETINGS.—Each meeting of the
24 Commission shall be open to the public.

1 (f) PAY.—Each member shall be paid at the rate
2 equal to the daily equivalent of the rate payable for level
3 IV of the Executive Schedule under section 5315 of title
4 5, United States Code, for each day during which the
5 member is engaged in the actual performance of duties
6 vested in the Commission.

7 **SEC. 5. STAFF.**

8 The Commission may appoint and fix the pay of such
9 personnel as it considers appropriate, except that not more
10 than $\frac{1}{3}$ of the personnel employed by or detailed to the
11 Commission may be on detail from a Federal agency.

12 **SEC. 6. REPORTING REQUIREMENTS.**

13 (a) RELATING TO THE COMMISSION.—The Commis-
14 sion shall transmit a report to the President and the Con-
15 gress not later than 90 days after the Commission is ap-
16 pointed. Such report shall contain the recommendations
17 of the Commission (as described in section 3(a)), including
18 recommendations relating to any legislation or other meas-
19 ures which the Commission considers necessary, with par-
20 ticular attention to the methodology used by the Commis-
21 sion.

22 (b) RELATING TO THE PRESIDENT.—The President
23 shall transmit a written report to the Congress, not later
24 than 10 days after receiving the report of the Commission,
25 in which the President shall indicate—

1 (1) approval, in which case the Congress shall
2 introduce these recommendations as a joint resolu-
3 tion; or

4 (2) disapproval, in which case the President
5 shall submit changes to the Commission within 10
6 days; the Commission shall then have an additional
7 10 days to consider these changes and submit their
8 final report to Congress.

9 **SEC. 7. CONGRESSIONAL CONSIDERATION OF COMMISSION**
10 **REPORT.**

11 (a) TERMS OF THE RESOLUTION.—For the purposes
12 of this Act, the term “joint resolution” means only a joint
13 resolution which is introduced within a 10-day period be-
14 ginning on the date on which the President or the Com-
15 mission transmits the report to Congress and—

16 (1) which does not have a preamble;

17 (2) the matter after the resolving clause of
18 which is as follows: “That Congress approves the
19 recommendations of the Federal Workforce Reduc-
20 tion and Realignment Commission as submitted by
21 the President on _____”, the blank
22 space being filled by the appropriate date; and

23 (3) the title of which is as follows: “Joint reso-
24 lution approving the recommendations of the Fed-

1 eral Workforce Reduction and Realignment Commis-
2 sion.”.

3 (b) REFERRAL.—A resolution described in subsection
4 (a) that is introduced in the House of Representatives
5 shall be referred to the Committee on Post Office and Civil
6 Service of the House of Representatives. A resolution de-
7 scribed in subsection (a) introduced in the Senate shall
8 be referred to the Committee on Governmental Affairs of
9 the Senate.

10 (c) DISCHARGE.—If the committee to which a resolu-
11 tion described in subsection (a) is referred has not re-
12 ported such resolution (or an identical resolution) by the
13 end of the 20-day period beginning on the date on which
14 the President transmits a report to the Congress under
15 section 6(b), such committee shall be, at the end of such
16 period, discharged from further consideration of such reso-
17 lution, and such resolution shall be placed on the appro-
18 priate calendar of the House involved.

19 (d) CONSIDERATION.—(1) On or after the third day
20 after the date on which the committee to which the resolu-
21 tion is referred has reported, or has been discharged, it
22 shall be in order for any Member of the respective House
23 to move to proceed to the consideration of the resolution
24 (but only on the day after the calendar day on which such
25 Member announces to the House concerned the Member’s

1 intention to do so). All points of order against the resolu-
2 tion and against consideration of the resolution are
3 waived. The motion is highly privileged in the House of
4 Representatives and is privileged in the Senate and is not
5 debatable. The motion is not subject to amendment, or
6 to a motion to postpone, or to a motion to proceed to the
7 consideration of other business. A motion to reconsider the
8 vote by which the motion is agreed to or disagreed to is
9 not in order. If a motion to proceed to the consideration
10 of the resolution is agreed to, the respective House shall
11 immediately proceed to consideration of the joint resolu-
12 tion without intervening motion, order, or other business,
13 and the resolution shall remain the unfinished business of
14 the respective House until disposed of.

15 (2) Debate on the resolution, and on all debatable
16 motions and appeals in connection therewith, shall be lim-
17 ited to not more than 2 hours, which shall be divided
18 equally between those favoring and those opposing the res-
19 olution. An amendment to the resolution is not in order.
20 A motion to further limit debate is in order and not debat-
21 able. A motion to postpone, or a motion to proceed to the
22 consideration of other business, or a motion to recommit
23 the resolution is not in order. A motion to reconsider the
24 vote by which the resolution is agreed to or disagreed to
25 is not in order.

1 (3) Immediately following conclusion of the debate on
2 a resolution described in subsection (a) and a single
3 quorum call at the conclusion of the debate is requested
4 in accordance with the rules of the appropriate House, the
5 vote on final passage of the resolution shall occur.

6 (4) Appeals from the decisions of the Chair relating
7 to the application of the rules of the Senate or the House
8 of Representatives, as the case may be, to the procedure
9 relating to a resolution described in subsection (a) shall
10 be decided without debate.

11 (e) CONSIDERATION BY THE OTHER HOUSE.—(1) If,
12 before the passage by one House of a resolution of that
13 House described in subsection (a), that House receives
14 from the other House a resolution described in subsection
15 (a), then the following procedures shall apply:

16 (A) The resolution of the other House shall not
17 be referred to a committee and may not be consid-
18 ered in the House receiving it except in the case of
19 final passage as provided in subparagraph (B)(ii).

20 (B) With respect to a resolution described in
21 subsection (a) of the House receiving the resolu-
22 tion—

23 (i) the procedure in that House shall be
24 the same as if no resolution had been received
25 from the other House; but

1 (ii) the vote on final passage shall be on
2 the resolution of the other House.

3 (2) Upon disposition of the resolution received from
4 the other House, it shall no longer be in order to consider
5 the resolution that originated in the receiving House.

6 (f) RULES OF THE SENATE AND HOUSE.—This sec-
7 tion is enacted by Congress—

8 (1) as an exercise of the rulemaking power of
9 the Senate and House of Representatives, respec-
10 tively, and as such it is deemed a part of the rules
11 of each House, respectively, but applicable only with
12 respect to the procedure to be followed in that
13 House in the case of a resolution described in sub-
14 section (a), and it supersedes other rules only to the
15 extent that it is inconsistent with such rules; and

16 (2) with full recognition of the constitutional
17 right of either House to change the rules (so far as
18 relating to the procedure of that House) at any time,
19 in the same manner, and to the same extent as in
20 the case of any other rule of that House.

21 **SEC. 8. TERMINATION.**

22 The Commission shall terminate as of the date on
23 which it transmit its final report under section 6(b)(2).

○